

11. (amended) A plant as claimed in claim 8, in which said polynucleotide (b) has the coding sequence of SEQ ID NO: 3.

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12. (amended) A plant as claimed in claim 8, wherein said polynucleotide (b) has the nucleotide sequence of SEQ ID NO: 3.

19. (amended) A DNA construct which includes a polynucleotide as claimed in claim 13 .

20. (amended) A DNA construct comprising, in the 5'-3' direction:

- A5
- (a) a promoter sequence;
 - (b) an open reading frame polynucleotide as defined in claim 13; and
 - (c) a termination sequence.
25. (amended) A DNA construct as claimed in claim 23 [or claim 24] in which the non-coding region is in a sense orientation.

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25. (amended) A DNA construct as claimed in claim 23 in which the non-coding region is in a sense orientation.

26. (amended) A DNA construct as claimed in claim 23 in which the non-coding region is in an anti-sense orientation.

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29. (amended) A transgenic cell of a fruiting plant which includes a DNA construct as claimed in claim 19.

A8
33. (amended) A seedless or sterile fruit which is produced by a fruiting plant as claimed in claim 1.

34. (amended) A seedless or sterile pome fruit which is produced by a fruiting plant as claimed in claim 3.